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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

WILLIAM WILLIAMS,
Plaintiff,

vs.

MARTIN J. NAUGHTON, et al.,
Defendants.

Case No. 3:20-cv-00256-MMD-CLB

**DEFENDANT'S MOTION FOR
EXTENSION OF TIME TO FILE A
STIPULATION AND ORDER OF
DISMISSAL**

Defendant, Dr. Martin Naughton, by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and Andrea M. Dominguez, Deputy Attorney General, hereby move for an extension of time for Defendant to file a Stipulation and Order of Dismissal.

MEMORANDUM OF POINTS AND AUTHORITIES

I. BACKGROUND

Plaintiff William Williams (Williams) is an inmate incarcerated in the Nevada Department of Corrections (NDOC) and is currently housed at Northern Nevada Correctional Center (NNCC). Plaintiff filed a Civil Rights Complaint Pursuant to 42 U.S.C. §1983 (Complaint) for events that allegedly occurred while Plaintiff was housed at NNCC. (ECF No. 5).

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1 Pursuant to the Court's Minutes of Proceedings on September 14, 2020, the parties
2 have until the close of business on September 18, 2020, to file a Stipulation and Order of
3 Dismissal. Defendant respectfully requests that this Court grant an extension of fourteen
4 (14) days to file a Stipulation and Order of Dismissal, as the Settlement Agreement and
5 Stipulation and Order of Dismissal has not been fully executed by all the parties.

6 **II. APPLICABLE LAW**

7 Federal Rule of Civil Procedure 6(b)(1) governs extensions of time and provides as
8 follows:

9 When an act may or must be done within a specified time, the
10 court may, for good cause, extend the time: (A) with or without
11 motion or notice if the court acts, or if a request is made, before
12 the original time or its extension expires; or (B) on motion made
after the time has expired if the party failed to act because of
excusable neglect.

13 Fed. R. Civ. P. 6(b)(1).

14 **III. ARGUMENT**

15 There is good cause to extend the deadline to file a Stipulation and Order of
16 Dismissal. A fully executed Settlement Agreement has not been received back from the
17 Defendant yet. Once the Settlement Agreement has been received the undersigned will
18 send the Settlement Agreement and Stipulation and Order of Dismissal to Williams for his
19 signature.

20 The deadline currently in place cannot reasonably be met due to the fact that the
21 Settlement Agreement and Stipulation and Order of Dismissal has not been fully executed.
22 This request for an extension of time to file a Stipulation and Order of Dismissal will not
23 affect the settlement of this case. Accordingly, Defendant respectfully requests that this
24 Court grant an extension of fourteen (14) days to file a Stipulation and Order of Dismissal.

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1 **IV. CONCLUSION**

2 For the foregoing reasons, Defendant respectfully requests that this Court grant an
3 extension of fourteen (14) days to file a Stipulation and Order of Dismissal.

4 DATED this 18th day of September, 2020.

5 AARON D. FORD
6 Attorney General

7 IT IS SO ORDERED.

8 Dated: September 18, 2020

9 By: /s/ Andrea M. Dominguez
10 ANDREA M. DOMINGUEZ, Bar No. 15209
11 Deputy Attorney General

12 
13 UNITED STATES MAGISTRATE JUDGE

14 *Attorneys for Defendant*

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 18th day of September, 2020, I caused to be served, a true and correct copy of the foregoing, **DEFENDANT'S MOTION FOR AN EXTENSION OF TIME TO FILE A STIPULATION AND ORDER OF DISMISSAL**, by U.S. District Court CM/ECF Electronic Filing on:

William Williams, #30509
C/O Law Librarian
Northern Nevada Correctional Center
P. O. Box 7000
Carson City, Nevada 89702
nnclawlibrary@doc.nv.gov



An employee of the
Office of the Attorney General